

**Superior Town Council
Town Council Meeting**

**Thursday, May 15, 2008
Superior Senior Center
Superior, Arizona**

M I N U T E S

A. Call to Order

Mayor Hing called the meeting to order at 7:10 p.m.

B. Salute to the Flag

Mayor Hing led the council, staff and audience in the pledge.

C. Opening Prayer

Mayor Hing led the Town Council, Staff and audience in an opening prayer.

D. Roll Call

Members Present: Councilmember Cervantes, Second Vice Mayor Lopez, Mayor Hing, Councilmember Heglie, Councilmember Peralta

Members Absent: First Vice Mayor Valenzuela

A quorum was present and the meeting continued.

E. Consent Agenda

Mayor Hing introduced the items on the consent agenda. The items on the consent agenda for approval were:

- 1. Approval of Minutes for May 1, 2008**
- 2. Acceptance of the Rose's Roses termination of lease and vacate 350 Main St.**
- 3. Acceptance and Removal of Economic Development Committee Members**
- 4. Approval of Parks and Recreation Member David Olmos**
- 5. Approval of Building Code Board of Appeal Member Bert Archer**
- 6. Monthly Disbursement Report**

Mayor Hing explained that Rose's Roses would like to go to a week to week lease because the new building they are moving into will not be ready. He stated the lease would be \$100 a week until she moves out he also explained that there are many repairs that need to be made to that building so it can be rented. Mayor Hing announced he is abstaining from approving check numbers 19533, 19580 and 19600 in the monthly disbursements which were made out to his store. Second Vice Mayor Lopez made a motion to approve the consent agenda. Councilmember Heglie seconded the motion. The motion passed unanimously.

F. Communication

1. Manager's Report – Ms. Oliver

Ms. Oliver gave a verbal update on several outstanding issues and projects within the town. She explained that that staff had found a new poll taker for the upcoming election on May 20, 2008. She gave an update on the airport study and stated that in the month of June there will be a council work session to discuss the future of the airport. She explained that staff has moved into the Belmont Building and is getting settled in and she stated that she will be interviewing for the Clerk position and a Lead Foreman position for public works. She stated that staff is working on a recreation program for the summer and will have at the next meeting.

1. Public Works Report – Becky Brothers

Ms. Brothers answered questions from the council in regards to her written report. She stated that they hosted the pre bid conference for Main St. and also updated the council on the airline for the sewer plant, removal/recycling of cable found on the roof of one of the town buildings, Magma Hotel lien. She also reported that the pool will open on Saturday May 24. Ms. Oliver explained that several local corporations have sponsored free swim days at the pool and there will be no charge for daily swimming.

1. Library Report

Ms. Oliver explained that Mrs. Campos was not available for questions due to a personal commitment. No further questions or discussion followed.

1. Magistrate Report – Judge Bravo

Judge Bravo gave an update on how the code violation citations are handled and the assessed fines. He explained that he has raised the fines to \$200 if they are found guilty. Discussion followed on if the proceedings should be published in the media, the Judge responded stating that the word is out on the street that the fines have increased and there is more enforcement and did not think that they needed to publish the proceedings.

1. Update on Tax Code Workshop

Ms. Oliver explained that the workshop is being organized and will be scheduled soon. She stated that staff is working on having tax advisors present at the meeting..

A. Call to the Public

Mayor Hing announced the call to the public. He explained that anyone wishing to speak now could only speak directly to the Council and only for items not on the current agenda.

Mr. Gilbert – Explained that anger is a tool that can be used effectively to get your point across. He reported that there is a group of residents who are observing the court proceedings with Judge Bravo and they really see that Judge Bravo is getting things done. He also commented on the use of the basketball gym for summer basketball and gym usage at the high school..

A. Business

Possible Discussion and/or action on the following

1. Presentation of “Recognition of Service” for Procopio “Coco” Marquez

Mayor Hing announced that Mr. Marquez was ill and was unable to attend the meeting so they would present this award at a future meeting.

1. Discuss/Approve/Reject CUP-08-01, Arizona Water Company, requests approval of a conditional use permit for customer service office addition on existing facility located at 151 N. Magma Ave. Superior Arizona

Mayor Hing excused himself from voting on this agenda item due to a potential conflict of interest. Second Vice Mayor Lopez presided over this agenda item. Mr. Williams from Willdan gave an overview on the public hearings and explained that planning and zoning did not recommend approval. No further questions or discussion followed.

Second Vice Mayor Lopez called for a motion. Councilmember Peralta made a motion to approve the CUP-08-01 with the conditions recommended by staff/Wildan. Councilmember Heglie seconded the motion. Second Vice Mayor called for a hand vote. The motion passed unanimously.

1. Discuss/Approve/Reject Scope of Work for FY 2008 CDBG project

Ms. Oliver explained that the council would need to pick the projects to work on with the 2008 funding. She stated CAAG staff was unable to attend the meeting. Discussion followed on how the abatement fund would operate. Ms. Oliver explained she was not 100% sure that the abatement fund could be a revolving fund and she would have to get final clarification from CAAG. She requested that the council have two plans for the funds should the abatement fund not be able to be set up as a revolving fund.

Councilmember Heglie made a motion to allocate \$80,000 for the abatement fund and \$50,000 for the skate park and multiuse landscaping at the pool if the abatement fund can not be a revolving fund then the \$80,000 should be allocated to the Magma Club. Second

Vice Mayor Lopez seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Resolution No. 478, a resolution of the Mayor and Council of the Town of Superior, Arizona, authorizing the submission of an application for the FY 2008 State CDBG with the scope of work as approved by the council.

Ms. Oliver stated that this resolution formally accepts the projects selected to be funded by CDBG monies. Ms. Oliver read the resolution heading. Councilmember Heglie made a motion to approve the resolution. Second Vice Mayor Lopez seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Orion Recycling Contract

Ms. Oliver reported that staff along with Orion Recycling has worked out the concerns addressed by the council at the earlier meeting and that she was presenting the contract for approval. Ms. Oliver explained that through this contract the transfer station will be open 20 hours a week and should Pinal County decide to stop their portion of the recycling program Orion Recycling will assume those duties. She stated that the center will be open within 30-45 days.

Councilmember Heglie made a motion to accept the contract with Orion Recycling. Second Vice Mayor Lopez seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Bids for Construction of the Fire Station

Ms. Oliver stated that she is requesting approval of this bid and explained that the building will be constructed of masonry with a tin roof and the few line item deletions were exterior items that could be delayed. She explained the council will need to make two separate motions one motion to accept the contract at \$571,000 and then a second motion to accept the bid of 470,000 with the change orders.

Councilmember Heglie made a motion to accept Durrell as the contractor and accept the bid of \$571,000. Councilmember Peralta seconded the motion. The motion passed unanimously.

Second Vice Mayor Lopez made a motion to approve the change orders to the bid to bring the bid amount to \$470,000 and approve the signing of the contract. Councilmember Peralta seconded the motion. The motion passed unanimously.

Ms. Oliver explained that the company plans to start construction soon.

A. Council Comments

Councilmember Peralta

Explained that she is happy to see the town completing projects.

Councilmember Heglie

Stated that he is glad to see things are getting done.

Councilmember Cervantes

No Comments

Second Vice Mayor Lopez

Explained that the town has been waiting a long time to see these things get done she also congratulated all the local graduates and wished everyone a safe graduation.

First Vice Mayor Valenzuela

Absent

Mayor Hing

Reminded everyone to vote in the May 20th override election and explained that this override will not increase taxes but allowed the town to spend the other dollars it receives from grants and other sources besides the state approved budget limitations. He also congratulated the graduates.

Mayor Hing announced that there would not be an executive session.

J. Executive Session

The Town Council may or may not vote to go into Executive Session pursuant to ARS 38-431.03 (A-1), (A-3) & (A-7)

(A-1) – Personnel

(A-3) – Legal Advice with Attorney

(A-7) – Legal Advice on Sale, Lease, or Purchase of Real Property:

K. In Public Session

A. Adjournment

Councilmember Heglie made a motion to adjourn the meeting. Second Vice Mayor Lopez seconded the motion. The motion passed unanimously. The meeting was adjourned at 8:38 p.m.

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Town Council of the Town of Superior held on the 15th Day of May 2008. I further certify that the meeting was duly called and held and that a quorum was present.

/s/
Melanie Oliver _____
Melanie Oliver
Interim Town Manager

These minutes have been transcribed and compiled by
Mila Lira
Miracle Executive Services
www.miracleexecutiveservices.com